

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

PETRO HOLDINGS, INC. and
PETROLEUM HEAT AND POWER CO., INC.,
Plaintiffs,

v.

CRUM & FORSTER INDEMNITY COMPANY,
UNITED STATES FIRE INSURANCE COMPANY and
THE NORTH RIVER INSURANCE COMPANY
Defendants

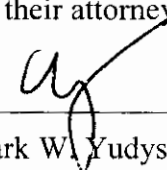
CIVIL ACTION
NO. 05-CV-11222-MEL

**DEFENDANTS, CRUM & FORSTER INDEMNITY COMPANY, UNITED STATES
FIRE INSURANCE COMPANY and THE NORTH RIVER INSURANCE
COMPANY'S CERTIFICATE PURSUANT TO LOCAL RULE 16.1(D)(3)**

The Defendants, Crum & Forster Indemnity Company, United States Fire Insurance Company and The North River Insurance Company, together with their attorneys hereby certify as follows:

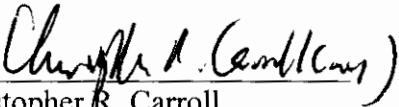
1. That they have conferred with a view towards establishing a budget for the cost of conducting the full course, and various alternative courses, of the litigation; and
2. That they have conferred to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

Respectfully Submitted,
The Defendants,
Crum & Forster Indemnity Company,
United States Fire Insurance Company and
The North River Insurance Company
By their attorneys,


Clark W. Yudysky, BBO#: 538210
Toomey & Yudysky LLP
99 Summer Street
Boston, MA 02110
(617) 946-0930

Date: 8/18/05

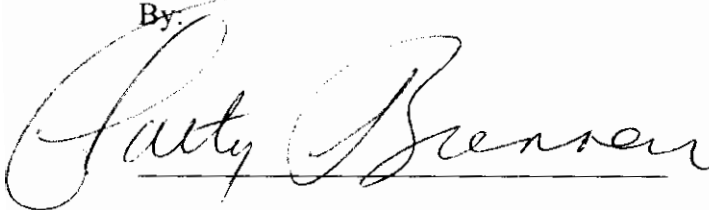
Of Counsel:


Christopher R. Carroll
James W. Gunson
Carroll, McNulty & Kull L.L.C.
120 Mountain View Boulevard
P.O. Box 650
Basking Ridge, New Jersey 07920
(908) 848-6300

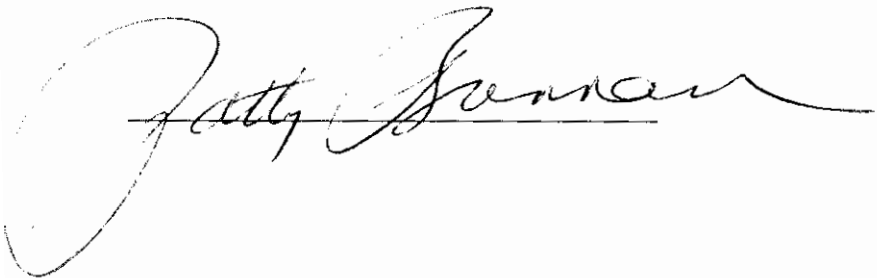
Crum & Forster Indemnity Company
By:



United States Fire Insurance Company
By:



The North River Insurance Company
By:



CERTIFICATE OF SERVICE

I, Clark W. Yudysky, counsel for the Defendants, Crum & Forster Indemnity Company, United States Fire Insurance Company and The North River Insurance Company, do hereby certify that I served a copy of the foregoing **DEFENDANTS, CRUM & FORSTER INDEMNITY COMPANY, UNITED STATES FIRE INSURANCE COMPANY and THE NORTH RIVER INSURANCE COMPANY'S CERTIFICATE PURSUANT TO LOCAL RULE 16.1(D)(3)**, on all parties to this action by mailing a copy of same, postage prepaid, to them or their counsel of record:

Francis M. Lynch, Esquire
Matthew P. Zayotti, Esquire
KEEGAN WERLIN LLP
265 Franklin Street
Boston, MA 02110

Date:

8/18/05

Attorney:



bmd 64340.1 8/11/05